

EIR Request (received 19 September 2019) - Reference: DFI/2019-0341

Copies of all recorded information held in relation to planning application LA03/2017/0644/F, for a 124 home residential housing development at a site accessed by the Ballycorr and Ballyeaston Roads, Ballyclare, and Planning Appeals Commission Decision 2018/A0072.

Response (issued 07 October 2019)

Thank you for your email dated 19 September 2019, requesting under the Freedom of Information Act (FOI), copies of all recorded information held in relation to planning application LA03/2017/0644/F, for a 124 home residential housing development at a site accessed by the Ballycorr and Ballyeaston roads, Ballyclare, and PAC appeal 2018/A0072.

In considering your request on behalf of the Department I have determined that the information requested falls under the aegis of the Environmental Information Regulations 2004 (EIR), as opposed to Freedom of Information Act 2000. Your request is for information that relates to activities, policies or plans that affect the environment. Section 39 of the Freedom of Information Act specifically excludes from consideration under that Act requests for what is deemed to be environmental information.

A guide explaining the Environmental Information Regulations can be found at:

<https://ico.org.uk/for-organisations/guide-to-the-environmental-information-regulations/what-are-the-eir/>.

In response to your request, all details of planning application LA03/2017/0644/F, including any approval/rejection notices and drawings, are available on-line on the Planning Portal at <http://epicpublic.planningni.gov.uk/publicaccess>.

Note: To use the search engine in the Planning Portal, insert the planning reference number above and click the search button. The documents you require can be viewed by clicking on the link "*View associated documents*" under the Documents tab.

In addition, the attached information is held on file relating to planning application LA03/2017/0644/F and PAC appeal 2018/A0072.

Please be aware that some information contained within the attached records has, following consideration of the public interest, been deemed not suitable for release into the public domain and has been redacted.

The redacted information constitutes third party personal data within the meaning of the Data Protection Act 2018 (DPA). A public authority may only release third party personal data if to do so would be fair, lawful and would meet the conditions in Schedule 2, 3 or 4 of the DPA. The department may not disclose personal information to the public in contravention of any of the data protection principles (Article 5(1) General Data Protection Regulation or sections 34(1) and 85(1) DPA) and must consider all consequences of disclosure in each case. This information is therefore redacted under the exception provided under EIR by Regulation 12(3) & 13: personal information. I am satisfied that the public interest is best served by withholding this information.

I hope you find this helpful.

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